

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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DAN A. MATTILA,

Plaintiff(s),

vs.

PINNACLE CREDIT SERVICES, LLC,
et al.,

Defendant(s).

Case No. 2:10-cv-0558-RLH-PAL

ORDER
(Motion for Good Faith Settlement-#13)

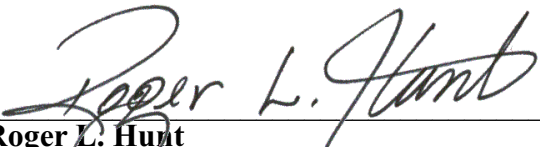
Before the Court is Defendant National Action Financial Services' Motion for Good Faith Settlement (#13, filed July 23, 2010). Also filed by the movant is a Notice of Non-Opposition (#14) to its motion, filed August 25, 2010.

Local Rule 7-2(d) provides that failure to file points and authorities in opposition to a motion constitutes a consent that the motion be granted. *Abbott v. United Venture Capital, Inc.* 718 F.Supp. 828, 831 (D. Nev. 1989). It has been said these local rules, no less than the federal rules or acts of Congress, have the force of law. *United States v. Hvass*, 355 U.S. 570, 574-575 (1958); *Weil v. Neary*, 278 U.S. 160, 169 (1929); *Marshall v. Gates*, 44 F.3d 722, 723 (9th Cir. 1995). The United States Supreme Court itself has upheld the dismissal of a matter for failure to respond under the local court rules. *Black Unity League of Kentucky v. Miller*, 394 U.S. 100, 89 S. Ct. 766 (1969).

Furthermore, the presentation in the motion, which the Court incorporates herein, *in hac verba*, provides good and sufficient reason to grant the motion and pronounce the settlement between Plaintiff and Defendant National Action Financial Services is made in good faith.

1 IT IS THEREFORE ORDERED that Defendant National Action Financial Services'
2 Motion for Good Faith Settlement (#13) is GRANTED, and the settlement is hereby declared to be
3 made in good faith.

4 Dated: August 31, 2010.

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7 **Roger L. Hunt**
8 **Chief United States District Judge**
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